

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 10215 OF 2022
IN
FIRST APPEAL (ST) NO. 95908 OF 2020**

M/s. Precious Gas Services ...Applicant
Vs.

Employees' State Insurance Corporation
and Anr. ...Respondents

.....

Mr. Rahul Gurjar i/b. Mr. P. M. Bhagat, for the Applicant /
Appellant.

Mr. Shailesh S. Pathak, for the Respondent Nos.1 and 2 / ESIC.

.....

CORAM : SHRIKANT D. KULKARNI, J.

DATE : 22 JULY, 2022

P.C.

. It is an application for condonation of delay moved by the
Applicant / Appellant.

2. Heard Mr. Rahul Gurjar i/b. Mr. P. M. Bhagat, learned
counsel for the Applicant / Appellant and Mr. Shailesh S. Pathak,
learned counsel for the Respondent Nos.1 and 2 / ESIC.

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3. Learned counsel for the Applicant urged to condone the delay of 311 days in view of reasons stated in the application for condonation of delay.

4. On the other hand, Mr. Shailesh S. Pathak, learned counsel for the Respondent Nos.1 and 2 has strongly opposed to condone the delay. According to Mr. Pathak, the reasons assigned in the application for condonation of delay are not satisfactory and it is one more attempt to prolong the litigation.

5. However, in the interest of justice and in order to decide the appeal on its own merits, it is necessary to condone the delay.

ORDER

(i) The application for condonation of delay is hereby allowed in terms of prayer clause 5(a).

(ii) The Registry is directed to make scrutiny of the appeal as per procedure and thereafter, it be numbered and placed before the concerned Court for admission.

(iii) The civil application is accordingly disposed of.

(SHRIKANT D. KULKARNI, J.)